RECEIVED CENTRAL FAX CENTER

Page 1

MAR 1 5 2010



UNFIED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences

FENWICK & WEST LLP SILICON VALLEY CENTER 801 CALIFORNIA STREET MOUNTAIN VIEW, CA 94041 Appeal No:

2009-013225

Appellant: Peter B. Evans, Steven E. Schumer et al.

Application No: 10/666,209

Application No: 10/0

Hearing Room: A Hearing Docket: B

Hearing Docker: Hearing Date:

Wednesday, April 14, 2010

Hearing Time: Location: 09:00 AM Madison Building - East Wing

600 Dulany Street, 9th Floor Alexandria, Virginia 22313-1450

NOTICE OF HEARING CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

. Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquires, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (571) 273-8300

BPAI Mailing Address:

Board of Patent Appeals and Interferences United States Patent and Trademark Office

P.O. BOX 1450

Alexandria, Virginia 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: (THEARING ATTENDANCE CONFIRMED () HEARING ATTENDANCE WAIVED

| Signature of Attorney/Agent/Appellant Date Registration No.

Names of other visitors expected to accompany counsel: PETER EVANS

For information on visitor access to bearing rooms and accurity procedures at the USPTO Alexandris Campus, see

http://www.uspto.gov/web/offices/decom/secumsel/contact.htm//boai contacts